

**BEST AVAILABLE COPY**

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Docket No CONTENDER01**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**For (Title): TOECAP MADE FROM WOVEN LAYERS OF CONTINUOUS STRANDS  
ALIGNED IN LAYER-SPECIFIC ORIENTATION**

the specification of which (check one)

☒ is attached hereto.

— was filed on — as Application Serial No. — and was amended on —

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) Priority Claimed

— Yes — No

(Number)	(Country)	(Day/Month/Year Filed)
I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:		

<u>60/438,557</u>	<u>Jan. 7, 2003</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Send correspondence to:	<u>Bo-In Lin (#33,948)</u>
	<u>13445 Mandoli Drive, Los Altos Hills, CA 94022</u>

Direct Telephone Calls to: (name and telephone number) Bo-In Lin, (650) 949-0418 (Tel) 949-4118 (Fax)

**BEST AVAILABLE COPY**Full name of sole or first inventor: **Steve Hsieh**

Inventor's signature: Steve Hsieh Date: Jan. 4th, 2004  
Residence: 15 Xingyie First Road, Free Trade East Zone  
Ningbo, China

Citizenship: Taiwan, ROC

Post office address: 15 Xingyie First Road, Free Trade East Zone  
Ningbo, China 94086Full name of second joint-inventor: NONE

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post office address: \_\_\_\_\_

Full name of third joint-inventor: NONE

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post office address: \_\_\_\_\_

Full name of fourth joint-inventor: NONE

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Post office address: \_\_\_\_\_